IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION No. 2331 of 1998

Between:

M/s.Maria Enterprises, Rep by its Authorised Signatory G.kameswara Rao, Flat G.1, Plot No.17/18, Navelkar Estate, Bainginium, Old Goa
R/o Jatni, Orissa.

..... PETITIONER

AND

1 The Commissioner of Prohibition & Excise, A.P., Hyderabad.
2 The Commissioner of Prohibition & Excise, Chittoor, Chittoor District.
3 Sub-Divisional Prohibition & Excise Officer, Chittoor, Chittoor District.
4 Prudential Mouli Sugars Ltd., Koppedu, Nindra Mandal, Chittoor District. .....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or Direction, particularly one in the nature of Writ of Mandamus, declaring that the demand of Administrative charges at the rate of Rs.25/- per Metric Tonne on Molasses purchased and transported within and outside the State of A.P and the insistence on taking on Escort with each tanker lorry transporting Molasses by the petitioner are illegal and without jurisdiction apart from being violative of Art.19(1) (g) of the constitution of India.

Counsel for the Petitioner : Mr.E.MARUTHI RAJA (not present)

Counsel for Respondents 1 to 3: G.P.FOR PROH. & EXCISE

Counsel for Respondent No.4 : Mr.D.S.MURTHY

The Court made the following :

ORDER:

None appears for the petitioner.

Learned Government Pleader for Prohibition and Excise submits that no cause survives in this writ petition and it has become infructuous.

Recording the submission made by the learned Government Pleader, this Writ Petition is dismissed as having become infructuous.

No costs.

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N.V.RAMANA, J

Date: 1.4.2005

DA/SVV

To

1 The Commissioner of Prohibition & Excise, A.P.,
Hyderabad.
2 The Commissioner of Prohibition & Excise,
Chittoor, Chittoor District.
3 Sub-Divisional Prohibition & Excise Officer,
Chittoor, Chittoor District.
4 Prudential Mouli Sugars Ltd.,
Koppedu, Nindra Mandal, Chittoor District.

5 Two CCs to the G.P. for Proh. & Excise, High Court Buildings,
Hyderabad. (OUT).

6 Two CD copies.